

AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUL 11 2002

Returned to applicant for correction AUG 20 2002

Corrected application filed OCT 04 2002

Map filed OCT 04 2002

The applicant **Martin John Engeler, Walt Engeler, Connie Engeler, Ron Engeler and the Engeler Trust (an undivided 1/5 interest each)** hereby make application for permission to change the **point of diversion and place of use of a portion** of water heretofore appropriated under **Permit 34957, Certificate 9880**

1. The source of water is **Underground**
2. The amount of water to be changed **1.288 c.f.s.**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **SE ¼ SE ¼ Section 30, T.34N., R.38E., M.D.B. & M. or at a point which bears N. 52 degrees 53' W., 200.00 feet from the SE corner of said Section 30.**
6. The existing permitted point of diversion is located within **SW ¼ SE ¼ Section 23, T.34N., R.37E., M.D.B. & M. or at a point from which the S ¼ corner of said Section 23 bears S. 40 degrees 28' W., a distance of 62.0 feet.**
7. Proposed place of use **The SW ¼ of Section 29, T.34N., R.38E., M.D.B. & M.**
8. Existing place of use **40.0 acres in SW ¼ NE ¼; 20.0 acres in SE ¼ SW ¼; 20.0 acres in NE ¼ SW ¼; 1.485 acres in SW ¼ SW ¼; 1.485 acres in NW ¼ SW ¼, all in Section 23, T.34N., R.37E., M.D.B. & M. 82.97 Acres Total**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Existing well, pump, motor and pipelines to distribution system.**
12. Estimated cost of works **\$50,000**
13. Estimated time required to construct works **3 Years**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks:

By James P. Haddan, SWRS #575, Agent
s/James P. Haddan
206 South Minnesota Street
Carson City, Nevada 89703

Compared sg/ cmf lb/sam

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 34957, Certificate 9880 is issued subject to the terms and conditions imposed in said Permit 34957, Certificate 9880 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued for the irrigation of 82.97 acres within the described place of use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.288 cubic feet per second, but not to exceed 331.88 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 4, 2004

Proof of completion of work shall be filed on or before:

May 4, 2004

Water must be placed to beneficial use on or before:

April 4, 2006

Proof of the application of water to beneficial use shall be filed on or before:

May 4, 2006

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 4th day of April, A.D. 2003


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

Abrogated By 70996-T-1.388 Exp 4-8-05